

FILED



4:43 pm, 5/12/21

Margaret Botkins
Clerk of Court

United States District Court
For The District of Wyoming

Nancy D. Freudenthal, United States District Judge

Abby Logan, Courtroom Deputy
Jan Davis, Court Reporter

May 12, 2021
Cheyenne, WY

UNITED STATES OF AMERICA,
Plaintiff,
vs.

Plaintiff's Attorneys:
Christyne Martens/Nicole Romine

Case No: 20-CR-45-F

CODY DONOVAN SMITH
Defendant.

Defendant's Attorney:
Alex Freeburg/Jeremy Hugus

COURTROOM MINUTES
JURY TRIAL DAY 3

8:38 a.m. Court resumes. Jury brought in.

8:41 a.m. **Government calls Hannah Egbert.** Direct examination of Hannah Egbert by Christyne Martens for the Government. Government Exhibit 1002 admitted by the Court.

8:53 a.m. Cross examination of Hannah Egbert by Alex Freeburg for the Defense.

9:05 a.m. No re-direct of Hannah Egbert. Hannah Egbert excused from the witness stand.
Government calls Elna Perkins.

9:07 a.m. Sworn in by the Courtroom Deputy. Direct examination of Elna Perkins by Christyne Martens for the Government. Government Exhibit 300 admitted by the Court.

9:31 a.m. Cross examination of Elna Perkins by Alex Freeburg for the Defense.

9:42 a.m. Re-direct examination by Christyne Martens for the Government.

9:46 a.m. Elna Parkins excused from the witness stand. **Government calls Sgt. Keith Milks.**

9:48 a.m. Sworn in by the Courtroom Deputy. Direct examination of Sgt. Milks by Nicole Romine for the Government.

9:53 a.m. No cross examination by Alex Freeburg for the Defense. Sgt. Milks excused from the witness stand. **Government calls Timothy Orr.**

9:55 a.m. Sworn in by the Courtroom Deputy. Direct examination of Timothy Orr by Nicole Romine for the Government.

10:04 a.m. The Judge informs everyone that she wishes to take morning break at this time. Brief admonition issued to the jury.

10:05 a.m. Jury excused. Court recessed for morning break.

10:25 a.m. Court resumes. Direct examination continues. Government Exhibits 613, 614, 615, 616, 617, 618, 619, 620 admitted by the Court.

10:37 a.m. Cross examination by Alex Freeburg for the Defense.

10:40 a.m. No re-direct examination by the Government. Timothy Orr excused from the witness stand. **Government calls Kimberly Ley.**

10:41 a.m. Sworn in by the Courtroom Deputy. Direct examination of Kimberly Ley by Nicole Romine for the Government.

11:02 a.m. Cross examination of Kimberly Ley by Alex Freeburg for the Defense.

11:03 a.m. No re-direct examination by the Government. Kimberly Ley excused from the witness stand. **Government calls Dyanne Carpenter.**

11:04 a.m. Sworn in by the Courtroom Deputy. Direct examination of Dyanne Carpenter by Nicole Romine for the Government.

11:19 a.m. Cross examination by Alex Freeburg for the Defense.

11:20 a.m. No re-direct examination for the Government. Dyanne Carpenter excused from the witness stand. **Government calls Karson Ceglia-Chambrot.**

11:21 a.m. Sworn in by the Courtroom Deputy. Side bar requested by Jeremy Hugus.

11:23 a.m. Court resumes. Direct examination of Karson Ceglia-Chambrot by Christyne Martens for the Government.

11:26 a.m. Side bar requested by Christyne Martens.

11:27 a.m. Court resumes. Direct examination continues.

11:37 a.m. Cross examination by Alex Freeburg for the Defense.

11:41 a.m. Side bar held with counsel.

11:45 a.m. Court resumes. Cross examination continues.

11:48 a.m. Re-direct from the Government.

11:49 a.m. Karson Ceglia excused from the witness stand. Government informs the Court that they are running early in their case presentation and request a long lunch break to accommodate witness arrival.

11:51 a.m. Brief admonition issued to the jury. Jury excused.

11:53 a.m. Court recessed for lunch break.

2:00 p.m. Court resumes. Jury brought in.

2:03 p.m. **Government calls Tori Guarino.** Sworn in by the Courtroom Deputy. Direct examination of Tori Guarino by Christyne Martens for the Government.

2:13 p.m. Side bar held with counsel.

2:20 p.m. Court resumes. Direct examination continues.

2:28 p.m. No re-direct from the Government. Tori Guarino excused from the witness stand. The Government informs the Court that their next witness has not yet arrived and requests a break at this time to allow for their arrival.

2:29 p.m. The Judge issues a brief admonition to the jury. Jury excused.

2:31 p.m. Court recessed for afternoon break.

3:26 p.m. Court resumes. Jury brought in.

3:28 p.m. **Government calls Laura Albertorio Vazquez.**

3:29 p.m. Sworn in by the Courtroom Deputy. Direct examination of Laura Vazquez by Christyne Martens for the Government.

3:38 p.m. Cross examination of Laura Vazquez by Jeremy Hugus for the Defense.

3:48 p.m.. Re-direct examination by the Government.

3:53 p.m. Laura Vazquez excused from the witness stand. **Government rests.**

3:54 p.m. The Judge addresses the jury with regards to the fact that the defense plans to put on a case in chief tomorrow so court will be recessing today as there are no more witnesses available today. Brief admonition issued to the jury.

3:56 p.m. Jury excused. Matters discussed with counsel outside the presence of the jury.

4:18 p.m. Defense Rule 29 Motion for acquittal.

4:22 p.m. Government response.

4:29 p.m. Rule 29 Motion denied by the Court and the reasons for such put on the record.

4:34 p.m. Court recessed until tomorrow (5/13/2021) at 8:30 a.m.